

Summons in a Civil Action (Rev 11/97)

# United States District Court

## SOUTHERN DISTRICT OF CALIFORNIA

EDWARD M. STEFAN

*Plaintiff*

vs

CORONADO ELECTRONICS  
 OUTLET, CORONADO  
 ELECTRONICS, JUAN M.  
 FILIBERTO, JOSEFINA S.  
 CORONADO and DOES 1  
 THROUGH 10

*Defendants***SUMMONS IN A CIVIL ACTION**

Case No.

**'08 CV 1488 BEN JMA**

TO: (Name and Address of Defendant)

*JUAN M. FILIBERTO  
 8710 DEAD STICK RD.  
 SAN DIEGO, CA 92154*

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

DUANE H. SCEPER, ESQ. CSB 104004  
 P.O. Box 1551  
 Hayfork, CA 96041  
 (619) 232-8917

An answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.AUG 14 2008

CLERK

DATE

**K. HAMMICK JR.**

By

, Deputy Clerk

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me	DATE <u>8/26/08</u>	
NAME OF SERVER  <u>TIM KELPSAW</u>	TITLE <u>PROCESS SERVER</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served:		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling, house or usual place of abode with a person of suitable age and discretion then residing therein: <u>8710 DEAD STICK RD.</u> <u>SAN DIEGO, CA. 92154</u>		
Name of person with whom the summons and complaint were left: <u>MIKE LOPEZ</u>		
<input type="checkbox"/> Return unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES <u>35-</u>	TOTAL <u>35-</u>
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service is true and correct.		
Executed on: <u>8/26/08</u>	_____ Signature of Server	
Date	<u>LAW IN MOTION</u>	
Address of Server <u>560 ASH ST.</u> <u>SAN DIEGO, CA 92101</u>		
<u>NOTICE OF RIGHT TO CONSENT TO TRIAL BY A UNITED STATES MAGISTRATE</u>		
IN ACCORDANCE WITH THE PROVISION OF 28 USC 636(C) YOU ARE HEREBY NOTIFIED THAT A U.S. MAGISTRATE OF THIS DISTRICT MAY, UPON CONSENT OF ALL PARTIES, CONDUCT ANY OR ALL PROCEEDINGS, INCLUDING A JURY OR NON-JURY TRIAL, AND ORDER THE ENTRY OF A FINAL JUDGMENT. <u>COUNSEL FOR THE PLAINTIFF HAS RECEIVED A CONSENT FORM.</u>		
YOU SHOULD BE AWARE THAT YOUR DECISION TO CONSENT OR NOT CONSENT IS ENTIRELY VOLUNTARY AND SHOULD BE COMMUNICATED SOLELY TO THE CLERK OF COURT. ONLY IF ALL PARTIES CONSENT WILL THE JUDGE OR MAGISTRATE TO WHOM THE CASE HAS BEEN ASSIGNED BE INFORMED OF YOUR DECISION.		
JUDGEMENTS OF THE U.S. MAGISTRATES ARE APPEALABLE TO THE U.S. COURT OF APPEALS IN ACCORDANCE WITH THIS STATUTE AND THE FEDERAL RULES OF APPELLATE PROCEDURE.		

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure